

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

AGERE SYSTEMS, INC., CYTEC
INDUSTRIES INC., FORD MOTOR
COMPANY, SPS TECHNOLOGIES, LLC
and TI GROUP AUTOMOTIVE SYSTEMS
L.L.C.,

Plaintiffs,

v.

ADVANCED ENVIRONMENTAL
TECHNOLOGY CORPORATION, et al.,

Defendants.

Civil Action No. 02-CV-3830 (LDD)

**STIPULATIONS BY AND BETWEEN THE PARTIES AS TO THE ADMISSIBILITY
OF CERTAIN EXHIBITS**

1. The parties stipulate that the following documents are moved into
evidence without objection by any party, subject to the Court's approval:

See Exhibit A "Plaintiffs' and Defendants' Joint Exhibit List"

2. The parties stipulate that the following documents may be moved into
evidence by any party without objection, subject to the Court's approval:

See Exhibit B "Exhibits Which May Be Moved Into Evidence by any Party Without Objection"

Dated: June 18, 2008

Respectfully submitted,

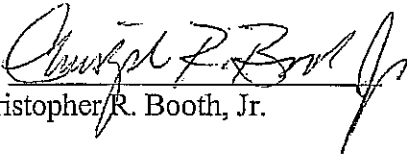
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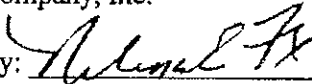
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EXHIBIT A

PLAINTIFFS' AND DEFENDANTS' JOINT EXHIBIT LIST

Trial Exhibit #	Deposition Exhibit #	Bates Ranges	Description of Document
J-1	P-5	BSAI047227- BSAI047229	Boarhead Corporation Certificate of Incorporation, dated September 2, 1969
J-2	P-6	BSAI000428- BSAI000431	Deed Between Robert and Ruth Buckman and Boarhead Corporation, dated October 16, 1969
J-3	P-7	BSAI047242- BSAI047244	DeRwal Chemical Company, Inc. Certificate of Incorporation, dated December 29, 1969
J-4	P-20	PHKS003410- PHKS003414	Lease Agreement Between Philadelphia Hide Corporation and Manfred DeRwal for 3013-31 East Ontario Street, dated November 15, 1973
J-5	P-27	BSAI047236- BSAI047238	Environmental Chemical Control, Inc. Certificate of Incorporation, dated October 18, 1976
J-6		BSAI103743- BSAI103955	Consent Decree, filed September 28, 2000
J-7		BSAI052839- BSAI052939	Consent Decree, filed March 14, 2002
J-8		BSAI052730- BSAI052825	Administrative Order on Consent for Remedial Design, EPA Docket No. III-2000-002-DC
J-9		BSAI052826- BSAI052939	Administrative Order on Consent for Remedial Design, EPA Docket No. III-2001-001DC
J-10		BSAI104057- BSAI104069	de maximis, inc. Cost Tracking Chart for Operable Unit One RD/RA/O&M Activities (1999-2004)
J-11		BSAI104070- BSAI104073	de maximis, inc. Cost Tracking Chart for Operable Unit One RD/RA/O&M Activities (2005)

Trial Exhibit #	Deposition Exhibit #	Bates Ranges	Description of Document
J-12		BSAI103956- BSAI103957	de maximis, inc. Cost Tracking Chart for Operable Unit 1 RD/RA/O&M Activities (2006)
J-13		BSAI103958- BSAI103359	de maximis, inc. Cost Tracking Chart for Operable Unit 1 RD/RA/O&M Activities (2007)
J-14		BSAI104074- BSAI104078	de maximis, inc. Cost Tracking Chart for Operable Unit Two RD/RA/O&M Activities (2001-2004)
J-15		BSAI104079- BSAI104080	de maximis, inc. Cost Tracking Chart for Operable Unit Two RD/RA/O&M Activities (2005-2006)
J-16			Chart Reflecting Payments Into OU-1 and OU-2 Group Accounts by Plaintiffs, NRM and Worthington
J-17			Charts Reflecting Payments Out of OU-1 and OU-2 Group Accounts to Vendors
J-18		BSAI082008- BSAI082318	USEPA 2000 Past Cost Report
J-19			Site Map (Unmarked)
J-20		BSAI104039- BSAI104042	USEPA Preliminary Close Out Report, dated 11/10/03
J-21			Federal Register 23978, Vol. 53, No. 122, June 24, 1988
J-22			Federal Register 13296, Vol. 54, No. 61, March 31, 1989
J-23		AR314510- AR314532	USEPA Superfund Program Proposed Plan - Boarhead Farms Site, dated January 1998
J-24		AR100036- AR100172	NUS Corporation, 8/22/85, Preliminary Assessment of Boarhead Farms
J-25		AR100173-	NUS Corporation, 1/20/86 Site Inspection of Boarhead

Trial Exhibit #	Deposition Exhibit #	Bates Ranges	Description of Document
		AR100256	Farms
J-26			USEPA Superfund Program Record of Decision, dated November 1998
J-27		PHKS000019- PHKS000245 (also AR00013- AR400239)	USEPA Federal On-Scene Coordinator's Report for Boarhead Farms NPL Site
J-28		BSAI103191- BSAI103264	USEPA Five-Year Review Report, dated 8/22/07
J-29			January 1997 Final Remedial Investigation Report (including Appendices A-I)
J-30			July 1997 Feasibility Study Report
J-31		BSAI102980- BSAI102993	Settlement Agreement by and between Certain Plaintiff Settling Parties and Agere Systems, Inc., dated 3/30/07

EXHIBIT B

EXHIBITS WHICH MAY BE MOVED INTO EVIDENCE BY ANY PARTY WITHOUT OBJECTION

Trial Exhibit #	Deposition Exhibit #	Offered By	Bates Ranges	Description of Document
P-4		Plaintiffs	BSAI015601	Pennsylvania State Police Investigation Report, dated April 26, 1972
P-5		Plaintiffs	BSAI013090-013902 and BSAI015633-BSAI015635	March 7, 1973 and March 12, 1973 BDOH Memorandum
P-6	P-22	Plaintiffs		Waste Discharge Inspection Report and Site Map dated February 14, 1973
P-7	P-23	Plaintiffs		Waste Discharge Inspection Report dated March 5, 1973
P-8	P-24	Plaintiffs	BSAI047230-BSAI047234	Agreement Between Boarhead Corporation and Manfred DeRwal, dated March 21, 1973
P-9		Plaintiffs	BSAI015760-BSAI015761	December 20, 1973 Bucks County Department of Health Memorandum
P-10		Plaintiffs	BSAI013111-BSAI013113 and BSAI013115-BSAI013118	PADER November 2, 1973 Order to Boarhead Corporation
P-11		Plaintiffs	BSAI015676-BSAI015684	Waste Discharge Inspection Report, dated November 5, 1973
P-12		Plaintiffs	BSAI015705-BSAI015710	Waste Discharge Inspection Report, dated November 23, 1973
P-13		Plaintiffs	BSAI015775-	Department of Health Memorandum, dated January 8,

Trial Exhibit #	Deposition Exhibit #	Offered By	Bates Ranges	Description of Document
			BSAI015777	1974
P-14		Plaintiffs	BSAI015392- BSAI015393	Department of Health Memo, dated June 28, 1974
P-15		Plaintiffs		Complaint in Equity filed on May 31, 1974 in the Court of Common Pleas of Bucks County with an Injunction Issuing on June 21, 1974 and BSAI013208/BSAI015828. Agreed Order.
P-18	P-25	Plaintiffs	PHKS003282- PHKS003284	Letter and Diagram from Thomas J. Kulesza of the City of Philadelphia Water Department to Manfred DeRewal, dated September 24, 1974 regarding operations at 3015 E. Ontario Street
P-19		Plaintiffs	BSAI013271- BSAI013272	June 17, 1975 Philadelphia Water Department Letter
P-20		Plaintiffs	BSAI013186	Waste Discharge Inspection Report, dated April 25, 1974
P-21		Plaintiffs	BSAI015828- BSAI015836 and BSAI013208- BSAI013211	Commonwealth of Pennsylvania Complaint in Equity on May 28, 1974 which was resolved with an agreed order
P-22		Plaintiffs	BSAI015935	Waste Discharge Inspection Report, dated February 26, 1975
P-23		Plaintiffs	BSAI018271- BSAI018363	Bench Opinion filed May 16, 1978 in United States v. <u>Manfred DeRewal, et al.</u> in the United States District Court for the Eastern District of Pennsylvania at Docket No. 77-287
P-25		Plaintiffs	BSAI015953-	Waste Discharge Inspection Report, dated July 16,

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			BSAI015954	1975
P-27		Plaintiffs	BSAI016037- BSAI016043	Waste Discharge Inspection Report, dated April 1, 1976
P-30		Plaintiffs	BSAI016117	BCDOH "Field Action Report", dated July 9, 1976
P-31		Plaintiffs	BSAI016124	Waste Discharge Inspection Report, dated July 30, 1976
P-32	D-4	Plaintiffs	NOV 0188- NOV 0191	Bridgeton Police Department complaint of ammonia odor on September 8, 1976
P-48	Jonas-14	Plaintiffs		February 18, 1975 Letter from Phylis Jonas to NJDEP
P-139	Jonas-14	Plaintiffs		February 18, 1975 Jonas, Incorporated Report (identified during the 6/21/95 deposition of Marvin Jonas in the Buzby landfill litigation)
P-140	Jonas-15	Plaintiffs		Marvin Jonas, Inc. Registration Statement for solid/liquid waste collector-hauler dated March 31, 1975 (identified during the 6/21/95 deposition of Marvin Jonas in the Buzby landfill litigation)
P-141	Jonas-11	Plaintiffs		Marvin Jonas, Inc. Registration Statement for a solid/liquid waste collector-hauler dated May 26, 1977 (identified during the June 21, 1995 deposition of Marvin Jonas in the Buzby landfill litigation)
P-143		Plaintiffs	SPST00137- SPST00155; SPST00165- SPST00176; SPST00234	SPS Purchase Orders, DCC Shipping Orders and DCC Invoices
P-144		Plaintiffs	FORD000009; FORD000010-	DCC Invoices and Ford Purchase Orders

Trial Exhibit #	Deposition Exhibit #	Offered By	Bates Ranges	Description of Document
			FORD000012; FORD000016; FORD000032- FORD000121; FORD000128; FORD000130- FORD000132 FORD000134	
P-173	Jonas-10 Jonas-11 Jonas-12 Jonas-15 Jonas-20	Plaintiffs		Jonas Registration Statements (1972-1978)
P-188		Plaintiffs	BSAI037216- BSAI037219 (Note: This version is incomplete - a complete non- Bates labeled version is also attached)	6/6/01 Letter from Geoffrey Seibel of de maximis to James Harper of USEPA re Proposal to Modify Groundwater Extraction System and Request to Extend RD/RA Schedule
P-279		Plaintiffs		Affidavit of George Smajda (including attachments)